

PATENT
PCT MC055P

IN THE PCT RECEIVING OFFICE
OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Merck & Co., Inc.

Int. Appln. No.: PCT/CA03/00084

Case: PCT MC055P

Int. Filing Date: January 22, 2003

For: FLUORO SUBSTITUTED CYCLOALKANOINDOLES,
COMPOSITIONS CONTAINING SUCH COMPOUNDS AND
METHODS OF TREATMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Box Missing Parts

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice mailed January 6, 2005, a copy of which is attached hereto, please find enclosed the completed Oath or Declaration of the inventors in compliance with 37 CFR 1.497(a) and (b).

You are hereby authorized to charge deposit account No. 13-2755 for the fee in connection therewith.

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT 01/28/2005
EXPRESS MAIL NO. EV432540122US
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE"
ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VIRGINIA 22313-1450.
MAILED BY [Signature]
DATE 01/28/2005

Respectfully submitted,

By: [Signature]
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Reg. No. 32,718
Attorney for Applicant

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Date: 1/28/2005

02/09/2005 MKAYPAGH 00000021 132755 10502380

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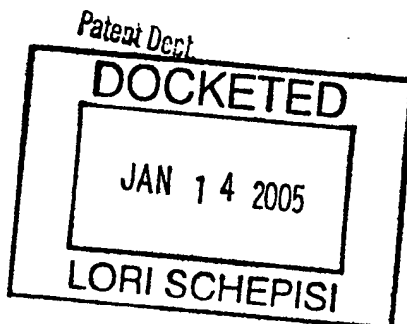


UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/502,380	FIRST NAMED APPLICANT Carl Berthelette	ATTY. DOCKET NO. MC055P
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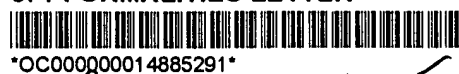
000210
 MERCK AND CO., INC
 P O BOX 2000
 RAHWAY, NJ 07065-0907



INTERNATIONAL APPLICATION NO. PCT/CA03/00084	
IA. FILING DATE 01/22/2003	PRIORITY DATE 01/24/2002

CONFIRMATION NO. 3674

371 FORMALITIES LETTER



OC000000014885291

Date Mailed: 01/06/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/23/2004
- Copy of the International Search Report filed on 07/23/2004
- Copy of IPE Report filed on 07/23/2004
- Preliminary Amendments filed on 07/23/2004
- Oath or Declaration filed on 07/23/2004
- Copy of references cited in ISR filed on 07/23/2004
- U.S. Basic National Fees filed on 07/23/2004
- Priority Documents filed on 07/23/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,380	PCT/CA03/00084	MC055P

FORM PCT/DO/EO/905 (371 Formalities Notice)